

substance. Tests of a sample showed that it was entirely devoid of radio-activity (emanations).

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the leaflets were false and misleading since they represented and suggested that the article would be effective to give forth emanations having physiological value; and that it would be effective in the treatment of conditions involving the sinuses, bronchial tubes, thyroid, low red blood corpuscle count, injuries, burns, and illness in general. The article would not be effective for such purposes.

DISPOSITION: June 10, 1946. No claimant having appeared, judgment of condemnation was entered and the product and printed matter were ordered delivered to the Food and Drug Administration.

1931. Misbranding of Burns' Cuboids. U. S. v. 1,235 Pairs of Burns' Cuboids, and a number of circulars, leaflets, and display cards. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13323. Sample No. 69412-F.)

LIBEL FILED: August 15, 1944, District of Colorado.

ALLEGED SHIPMENT: By the Burns Cuboid Co., from Santa Ana, Calif. The product was shipped at various times, including May 31, 1944, and the leaflets and display cards were shipped at various times, including June 3, 1944.

PRODUCT: 1,235 pairs of *Burns' Cuboids* at Denver, Colo., together with a number of circulars entitled "Balance! The Modern Way to Foot Relief," a number of leaflets entitled "In Foot Relief It's Modern Science * * * That Makes Cuboid Foot Balancers The Leader," and a number of placards entitled "The Modern Way to Foot Relief." This product was a device to be worn in the shoe like an innersole. It consisted of 3 pressed cork pads, one on each side and one near the front. They were covered on the top with smooth leather and on the bottom with suede leather.

LABEL, IN PART: (Carton) "Cuboids For Foot Relief and Comfort * * * for redistributing Body Weight Aid in Making the Sole of Your Shoe fit the Sole of your Foot. * * * Balances the body weight."

NATURE OF CHARGE: Misbranding, Section 502 (a) certain statements on the carton labels and in the circulars, leaflets, and placards, together with designs of the feet in the circulars, were false and misleading. The statements and designs represented and suggested that the article would afford foot relief and comfort; that it would redistribute and balance body weight; and that it would help one to walk correctly and comfortably. They further represented and suggested that the article would be efficacious in the treatment of weak, aching feet; that it would relieve strain and fatigue; that it would relieve pressure on the metatarsals; that it would aid circulation and relieve nerve tension; that it would aid posture and strengthen weak arches; that it would exercise, tone, and strengthen flabby foot muscles; and that it would correct weak and inrolling feet and swollen feet and ankles. The article would not fulfill the promises of benefit stated and implied by the statements and designs.

DISPOSITION: On September 29, 1944, the Burns Cuboid Co. having appeared as claimant, the case was ordered removed to the Northern District of California, pursuant to stipulation between the Government and the claimant. On May 2, 1945, the claimant having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the circulars, leaflets, and display cards be destroyed.

1932. Misbranding of E-Z-Lax. U. S. v. 10 Cases of E-Z-Lax and 3 Circulars. Default decree of destruction. (F. D. C. No. 19765. Sample No. 51503-H.)

LIBEL FILED: May 11, 1946, District of Minnesota.

ALLEGED SHIPMENT: By Worthington Foods, Inc., from Worthington, Ohio. The product was shipped on or about January 3, February 10, and March 22, 1946, and the circulars were shipped on or about February 1, 1946.

PRODUCT: 10 cases, each containing 12 10-ounce jars, of *E-Z-Lax* at St. Paul, Minn., together with 3 circulars entitled "Enjoy Life at Its Fullest." Examination showed that the product had essentially the composition indicated on its label.

LABEL, IN PART: "E-Z-Lax Contains Psyllium Gum, Lactose, Dextrin, Lemon Flavor and Dicalcium Phosphate."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the circulars were false and misleading since they represented and suggested that

the article would be effective in the treatment of auto-intoxication, bad breath, biliousness, fatigue, flatulence, headaches, and sour stomach; and that it would be effective in suppressing putrefaction and in combating infection. The article would not be effective for those purposes.

DISPOSITION: July 3, 1946. No claimant having appeared, judgment was entered ordering that the product be destroyed.

1933. Misbranding of Laken's 9 Drops Brand Capsules and Liquid. U. S. v. 6¾ Dozen Packages of Laken's 9 Drops Brand Capsules and Liquid. Default decree of condemnation and destruction. (F. D. C. No. 19671. Sample No. 65305-H.)

LABEL FILED: On or about April 23, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about January 29, 1946, by the Ambler Drug Co., from Ambler, Pa.

PRODUCT: 6¾ dozen packages of *Laken's 9 Drops Brand Capsules and Liquid* at Atlantic City, N. J. Examination showed that the capsules consisted essentially of aspirin, acetophenetidin, and caffeine; and that the liquid consisted essentially of sodium salicylate, potassium iodide, water, and a trace of an alkaloid.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements and the design of a man in pain, appearing in a circular entitled "Facts everyone should know about," which circular was enclosed in the packages of the article, were false and misleading since they represented and suggested that the article would be effective in the treatment of rheumatism, arthritis, backache, swollen joints, lumbago, neuritis, rheumatic pains, and stiff joints; that it would be effective as an analgesic to get at the main cause of so-called rheumatism; and that it would be effective in the treatment of the suffering and discomfort associated with common colds. The article would not be effective for such purposes.

DISPOSITION: May 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1934. Misbranding of Ear-OL. U. S. v. 5 Dozen Packages of Ear-OL. Default decree of condemnation and destruction. (F. D. C. No. 19423. Sample No. 25155-H.)

LABEL FILED: March 19, 1946, Southern District of Mississippi.

ALLEGED SHIPMENT: On or about January 18, 1946, from Dallas, Tex., by the First Texas Chemical Manufacturing Co.

PRODUCT: 5 dozen packages of *Ear-OL* at Jackson, Miss. Examination disclosed that the product consisted essentially of carbolic acid (phenol), benzocaine (anesthesin), menthol, boric acid, and glycerin.

NATURE OF CHARGE: Misbranding, Section 502 (a), the statement, "Suggested in the temporary relief of simple earache," was false and misleading since the article would not be effective in the treatment of earache.

DISPOSITION: May 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1935. Misbranding of V-T Preparation. U. S. v. 228 Bottles of V-T Preparation, and 1,494 Circulars. Default decree of condemnation and destruction. (F. D. C. No. 18967. Sample No. 24738-H.)

LABEL FILED: January 10, 1946, Southern District of Mississippi.

ALLEGED SHIPMENT: On or about October 10, 1945, by the T-Lax Products Co., from Birmingham, Ala.

PRODUCT: 228 bottles of *V-T Preparation* at Leland, Miss., together with 1,494 circulars entitled "Vitamins May Mean Life or Death." Analysis showed that the product contained not more than 6.8 grains per fluid ounce of iron and ammonium citrate and not more than 3.05 grains per fluid ounce of calcium hypophosphite.

LABEL, IN PART: "V-T Preparation * * * Each Fluid Ounce Contained When Packed Vitamin B₁ (Thia. Chlor.) * * * 2000 USP Units, Liquid Vitamin B Complex * * * 2 Grains, Liver Extract * * * 1 Grain, Iron and Ammonium Citrate * * * 8 Grains, Calcium Hypophosphite * * * 4 Grains, Manganese Citrate * * * 1 Grain, Copper Proteinate * * * 1/40 Grain, Malt Extract * * * 72 Grains."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the bottle label and in the circulars were false and misleading since they repre-